In the High Court of Judicature at Madras

Dated:03.07.2006

Coram:

The Hon'ble Mr. Justice P. SATHASIVAM

and

The Hon'ble Mr. Justice V. DHANAPALAN

Habeas Corpus Petition No.566 OF 2006

N. Shanmugam .. Petitioner

vs.

1. The State of Tamil Nadu
   rep. by Inspector General of Police
   Chennai 600 004.

2. Commissioner of Police
   Chennai 600 008.

3. The Superintendent of Police
   Tiruvallur.

4. The Superintendent of Police
   Thiruthani.

5. The Inspector of Police
   Puzhal, Chennai.

6. T. Raghunathan .. Respondents

Petition filed under Article 226 of the Constitution of India praying for the issuance of writ of Habeas corpus as stated therein.

For petitioner : Mr. S. Radhakrishnan
For respondents 1 to 5 : Mr. M. Babu Muthu Meeran
Addl. Public Prosecutor
Mr.S.N.A. Hussainy for R.6

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ORDER

(Order of the Court was made by P. SATHASIVAM,J.)

The petitioner, N. Shanmugam, has filed the above petition for production of his wife Mahalakshmi and his son Subash before this Court and set them at liberty.

2. Pursuant to the direction of this Court, the detenue Mahalakshmi and his son Subash appeared before us. On our enquiry, the detenue Mahalskhmi expressed that since the petitioner, who murdered her mother, is not willing to live with him. She further asserted that though sometime she was residing at Thiruthani near the house of her sister (6th respondent is the husband of her sister), now she is willing to settle at Bangalore to ake out her livelihood. She also said that she is not under coercion, threat or custody under anyone, including the 6th respondent.

In the light of her above statement, we are satisfied that no further adjudication is required in this petition; hence, the same is closed. The detenue and her son Subash are set at liberty.

Sd/-
Asst. Registrar.

/true copy/

Sub Asst. Registrar.

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To
1. The Inspector General of Police
   Chennai 600 004.

2. The Commissioner of Police
   Chennai 600 008.

3. The Superintendent of Police
   Tiruvallur.

4. The Superintendent of Police
   Thiruthani.

5. The Inspector of Police
   Puzhal, Chennai.

6. The Public Prosecutor, High Court, Madras.

+ 1 CC To Mr. S.N.A.Hussainy, Advocate SR NO. 28057

H.C.P.No.566 of 2006
Dt.03.07.2006

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